

TEACHERS' RETIREMENT BOARD
BENEFITS AND SERVICES COMMITTEE

SUBJECT: CONSENT AGENDA

ITEM NUMBER: 4

ATTACHMENT(S): 2

ACTION: X

DATE OF MEETING: October 12 , 2000

INFORMATION:

PRESENTER(S): Sandra Olivo

The Office of Administrative Hearings (OAH) has rendered the following proposed decision that must be adopted or rejected by the Board:

NAME: VELMA VARNARDO

**HEARING DATES: DECEMBER 2, 1999
JULY 13, 2000**

PROPOSED DECISION: Administrative Law Judge Barbara Bailey Barnes concluded by reason of the facts presented that the respondent, Velma Varnardo, failed to furnish satisfactory evidence that she did all that was necessary to obtain Coverage B. Staff recommends that the Board adopt the Proposed Decision to deny Velma Varnardo's request to change existing Coverage "A" Disability allowance benefit and permit a retroactive filing of a coverage "B" Disability Retirement application. The Proposed Decision adequately reflects the issues and evidence presented at the hearing and the Determination of the Issue is adequately supported within the body of the decision. There is, however, a slight misstatement in the first paragraph of 4 of the Legal Conclusion, page 7, "improperly assigned a Disability Retirement and it should have said a Disability Allowance." Upon the direction of the Board, staff will make this non-substantial change.

PROPOSED

**RESOLUTION
OF THE
TEACHERS' RETIREMENT BOARD
BENEFITS AND SERVICES COMMITTEE**

Subject: Consent Agenda
Consideration of Proposed Decision

Resolution No. _____

WHEREAS, the Benefits and Services Committee has been delegated the authority by the Board to act finally on the following proposed decision; and

Whereas the Committee has reviewed the following proposed decision: Velma Varnardo, Request for Coverage B, Denied, and

WHEREAS, the Committee finds this in conformance with the guidelines adopted by the Board; Therefore be it

RESOLVED, That the proposed decision listed above is adopted.

Adopted by:
Benefits and Services Committee

On _____

JAMES D. MOSMAN
Chief Executive Officer